

CHAPTER 118

HOUSE BILL NO. 1263

(Representatives Carlson, Dosch, R. Kelsch, Skarphol)

AN ACT to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to the athletic nickname and logo of the university of North Dakota.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

University of North Dakota fighting Sioux nickname and logo.

The intercollegiate athletic teams sponsored by the university of North Dakota shall be known as the university of North Dakota fighting Sioux. Neither the university of North Dakota nor the state board of higher education may take any action to discontinue the use of the fighting Sioux nickname or the fighting Sioux logo in use on January 1, 2011. Any actions taken by the state board of higher education and the university of North Dakota before the effective date of this Act to discontinue the use of the fighting Sioux nickname and logo are preempted by this Act. If the national collegiate athletic association takes any action to penalize the university of North Dakota for using the fighting Sioux nickname or logo, the attorney general shall consider filing a federal antitrust claim against that association.

Approved March 15, 2011

Filed March 15, 2011

11.0807.01000

Sixty-second
Legislative Assembly of
North Dakota

Introduced by

Senator Mathern

(Approved by the Delayed Bills Committee)

1 A BILL for an Act to repeal section 15-10-46 of the North Dakota Century Code, relating to the

o university of North Dakota fighting Sioux nickname and logo; and to provide an effective date **3 BE**

IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

4 **SECTION 1. REPEAL.** Section 15-10-46 of the North Dakota Century Code is repealed.

5 **SECTION 2. EFFECTIVE DATE.** This Act becomes effective on December 1, 2011.